(183)

UNITED
NATIONS

E

Economic and Social
Council

Distr.
LIMITED

E/CN.4/Sub.2/1992/L.19
20 August 1992

ENGLISH
Original: SPANISH

COMMISSION ON HUMAN RIGHTS
Sub-Commission on Prevention
of Discrimination and
Protection of Minorities
Forty-fourth session
Agenda item 6

QUESTION OF THE VIOLATION OF HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS, INCLUDING POLICIES OF RACIAL DISCRIMINATION AND SEGREGATION AND OF APARTHEID, IN ALL COUNTRIES, WITH PARTICULAR REFERENCE TO COLONIAL AND OTHER DEPENDENT COUNTRIES AND TERRITORIES: REPORT OF THE SUB-COMMISSION UNDER COMMISSION ON HUMAN RIGHTS RESOLUTION 8 (XXIII)

Draft resolution submitted by Mrs. Chavez, Mr. Despouy, Mrs. Forero Ucros and Mr. Saboia

Translated from Spanish

1992/... Support for the restoration of democracy in Peru

The Sub-Commission on Prevention of Discrimination and Protection of Minorities,

Guided by the principles enshrined in the Charter of the United Nations, the Universal Declaration of Human Rights and other international legal instruments on the protection of human rights,

GE.92-13381/0447K (E)

Deeply concerned at the serious events that have taken place in Peru since 5 April 1992, when the President of the Republic dissolved he National Congress, altered the composition of the courts and suspended essential functions of the judiciary, thus seriously affecting the state of law and the rule of democracy in the country,

Noting furthermore, with deep alarm, the growing criminal activities of the terrorist groups Sendero Luminoso and Movimiento Revolucionario Tupac Amaru which, besides the 800 deaths they have caused between August 1991 and the present, have in recent months unleashed a wave of terror and indiscriminate violence that has already cost more than 50 lives and left nearly 300 people wounded among the civilian population,

Recalling the resolution passed on 6 April 1992 by the Permanent Council of the Organization of American States, calling an ad hoc meeting of Ministers for Foreign Affairs of the member countries of that organization to undertake an immediate and continuing examination of the changing situation in Peru,

Welcoming with satisfaction the resolutions 1-92 of 13 April 1992 and 2-92 of 18 May 1992 passed by the said ad hoc meeting, calling on the Government of Peru urgently to restore democratic order and, to that end, requesting it, inter alia, to establish a dialogue with representative political forces and take the necessary steps to guarantee full respect and enjoyment of the freedoms of assembly and association, speech, opinion and the press,

Taking note with satisfaction of the undertaking by the Government of Peru to restore institutional order and to hold general elections on 22 November 1992 to elect a constituent congress, ensuring that the elections are accompanied by every guarantee of the free expression of the popular will, and accepting monitoring by the Organization of American States,

1. Deeply deplores the events that have taken place in Peru and expresses its most serious concern at the serious effect they are having on the operation of the institutional machinery of representative democracy in Peru and throughout the region;

2. Expresses its deepest revulsion and indignation at the criminal activities of the terrorist groups Sendero Luminoso and Movimiento Revolucionario Tupac Amaru;

3. Endorses the call by the Permanent Council of the Organization of American States for the authorities to take all necessary steps to guarantee full respect and enjoyment of the freedoms of assembly and association, expression, opinion and the press;

4. Also endorses the call by the Permanent Council of the Organization of American States for democratic order to be urgently restored in Peru and for all activities affecting the enjoyment of human rights to cease;

5. Firmly supports the decision by the Organization of American States to keep the ad hoc meeting of Ministers for Foreign Affairs in session in order to ensure appropriate constant monitoring of the changing situation in Peru until representative democracy is fully restored in the country;

6. Hails the efforts of the Inter-American Commission on Human Rights to cooperate with the Peruvian authorities, and urges those authorities to provide the Commission with their fullest cooperation;

7. Takes note with interest of the undertaking by the Peruvian authorities to hold national elections on 22 November 1992 to choose a democratic constituent congress by means of an election to be accompanied by every guarantee of the free expression of the popular will and to be monitored by the Organization of American States;

8. Urges the Peruvian authorities to maintain a fruitful and constructive dialogue with all democratic political forces in the country in accordance with its undertakings and the request made of it by the Permanent Council of the Organization of American States;

9. Expresses its gratitude for the cooperation and information provided by the Government of Peru regarding the changing situation in that country;

10. Encourages the Peruvian authorities to continue the process of institutional normalization until the full enjoyment of human rights is attained and representative democracy is fully restored.

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